



INTELLECTUAL PROPERTY LAW
ATLANTA • PHILADELPHIA • SEATTLE

SEATTLE OFFICE
999 Third Avenue, Suite 3600
Seattle, WA 98104
206-332-1380
Fax: 206-624-7317

RECEIVED
CENTRAL FAX CENTER
OCT 21 2008

FACSIMILE

DATE: October 21, 2008

JOB CODE:

Please deliver this and the following pages to:

Name: **Examiner Annan Q. Shang**
Company/Firm: **United States Patent and Trademark Office**
Telecopier No.: **571.273.8300**
Client/Matter No.: ****OO-0071 and **OO-0072**
Sender's Name: **Michael D. Stein**
Pages to Follow: **68**

If transmission is not complete, please call our **Seattle Office** at (206) 332-1380.

COVER MESSAGE:

RE: U.S. Patent Application No. 10/072,471 and U.S. Patent Application No. 10/210,823

Dear Examiner Shang:

Attached please find the draft of our response in the '471 case. This draft is for discussion purposes during our 1:00pm EDT interview on Tuesday, Oct. 28.

We are also scheduled to discuss the '823 case at the same time. A response in that case has already been filed and we are including it with this facsimile. We look forward to discussing the filed response with you.

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERY OF THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.